IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY THIRD DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE ELIPE DHARMA RAO

WRIT PETITION NO : 3099 of 2005

Between:

1 Kasibugga Nagara Abhivrudhi Sangham, Regd. No.202/98, Kasibugga, Srikakulam District,
rep.by its Secretary S.Malleswara Rao.
2 21st Century Youth Club, Regd.no.52/95, Kasibugga, Srikakulam District. rep.by its President
K.Raja Srikanth.

..... PETITIONERS

AND

1 The Government of Andhra Pradesh, rep.by its Secretary, Municipal Administration, Secretarait
Buildings, Hyderabad.
2 The Commissioner and Director, Municipal Administration, .B.R.K.R.Bhavan, Tankbund Road,
Hyderabad.
3 Palasa Kasibugga Municipality, Palasa, Srikakulam District. rep.by its Commissioner.
4 Palasa Kasibugga Municipal Council, rep.by its Chair- person, Palasa, Srikakulam District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ of Mandamus or any other appropriate writ, order or direction declaring the action of the respondents in proposing to construct Municipal Building at palasa by demolishing the existing building without placing the matter before the Municipal council and without considering the representations submitted by the petitioners herein dt.4-9-1998 and 4-2-2005 as illegal, arbitrary, unreasonable and violative of Articles 14 of the Constitution of India and to pass such other order or orders as this

Hon'ble court may deems fit and proper in the circumstances of the case.

Counsel for the Petitioner: M/s A.V.SESHA SAI

Counsel for the Respondent No.: GP FOR MUNCIPAL ADMN. & URBAN DEV.

The Court at the stage of admission made the following :

ORDER:

Heard both sides.

In this Writ Petition, petitioner is seeking a Writ of Mandamus, declaring the action of the respondents in proposing to construct Municipal Building at Palasa by demolishing the existing building without placing the matter before the Municipal Council and without considering the representations submitted by the petitioners dated 4.9.1998 and 4.2.2005 as illegal and arbitrary.

The main grievance of the petitioners is that the respondents are proposing to construct a Municipal Building at Palasa by demolishing the existing building without placing the matter before the Municipal Council and without considering the representations submitted by them on 4.9.1998 and 4.2.2005.

I see no reasons to entertain this Writ Petition and it is for the Municipal Council, Palasa, Srikakulam District, to take a decision whether to construct a new building by demolishing the existing building at Palasa, or not.

Accordingly, the Writ Petition is dismissed. No order as to costs.

_____

E. DHARMA RAO, J

DATED: 23/06/2005

ka

To

1 The Government of Andhra Pradesh, rep.by its Secretary, Municipal Administration, Secretarait
Buildings, Hyderabad.
2 The Commissioner and Director, Municipal Administration, .B.R.K.R.Bhavan, Tankbund Road,
Hyderabad.
3 Palasa Kasibugga Municipality, Palasa, Srikakulam District. rep.by its Commissioner.
4 Palasa Kasibugga Municipal Council, rep.by its Chair- person, Palasa, Srikakulam District.

5. Two CCs to G.P. for Municipal Administration and Urban Development, High Court of A.P., Hyderabad (OUT)

6. Two CD copies.